




Attorney Docket No. 028757-0142

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Parve et al.
Title: CLOSURE FOR A CONTAINER
Appl. No.: 10/751,709
Filing Date: 1/5/2004
Examiner: Nicolas, Frederick C.
Art Unit: 3754

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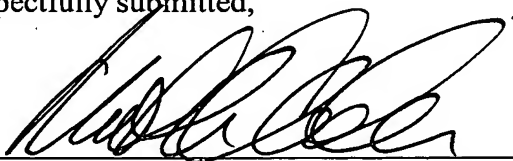
Submitted herewith on Form PTO/SB/08 are documents known to the Applicants. A copy of the documents is being submitted to comply with the provisions of 37 C.F.R. § 1.97 and § 1.98. The documents are being submitted in compliance with 37 C.F.R. § 1.97(b)(4).

The Applicants respectfully request that the documents be considered by the Examiner and be made of record in the present Application and that an initialed copy of Form PTO/SB/08 be returned in accordance with M.P.E.P. § 609. The Applicants also respectfully request that any information which has been considered by the Office in each parent application (including Application No. 10/020,581) be considered in the present Application by the Examiner in accordance with M.P.E.P. § 609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Respectfully submitted,

Date 8/16/05

By 

FOLEY & LARDNER LLP
Customer Number: 26371
Telephone: (414) 297-5572
Facsimile: (414) 297-4900

Mathew P. Anderson
Attorney for the Applicants
Registration No. 54,589

Substitute for form 1449B/PTO

Date Submitted: August 16, 2005

(use as many sheets as necessary)

Complete if Known

Application Number	10/751,709
Filing Date	1/5/2004
First Named Inventor	Terrence M. Parve
Group Art Unit	3754
Examiner Name	Nicolas, Frederick C.
Attorney Docket Number	028757-0142

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NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

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(use as many sheets as necessary)

Sheet	2	of	2
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Application Number	10/751,709
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Filing Date	1/5/2004
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First Named Inventor	Terrence M. Parvé
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Group Art Unit	3754
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Examiner Name	Nicolas, Frederick C.
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Attorney Docket Number	028757-0142
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Examiner
Initials*

Cite
No.¹

Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.

T⁶

A1

Cap of a type understood to be commercially available from Resibel N.V. in or about 1996 and made available/obtained during discovery in Gateway Plastics, Inc. v. Weatherchem Corp., Case No. 02-C-0870 (E.D. Wis.) (twelve photographs, two sheets). ADMITTED PRIOR ART.

A2

Decision and Order, Gateway Plastics, Inc. v. Weatherchem Corp., Case No. 02-C-0870 (E.D. Wis.), issued July 6, 2005 (35 sheets).

**Examiner
Signature**

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

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